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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Danishefsky *et al.* Examiner: T. Solola
Appl. No. : not yet assigned Art Unit: 1626
Filed : March 13, 2001
For *Synthesis of Epothilones, Intermediates Thereto, Analogues and Uses Thereof*



BOX PATENT APPLICATION
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Sir:

**STATEMENT FILED PURSUANT TO THE DUTY OF
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants request consideration of this Information Disclosure Statement. Specifically, Applicants wish to direct the Examiner's attention to the following disclosures which have been provided in the parent case 08/986,025. Copies of the documents listed on the PTO 1449 submitted herewith are not provided because such copies are available in the file of the parent application 08/986,025, relied upon for priority.

If the Examiner is not able to obtain these references, the Examiner is invited to contact the undersigned and copies of the references will be provided.

Information Cited:

Applicants hereby make of record in the above-identified application the U.S. Patents, Foreign publications and patents and other publications listed on the attached form PTO-1449. The order of presentation of the references should not be construed as an indication of the importance of the references.

Remarks:

Applicants respectfully request that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited patent(s) and publication(s) has (have) been fully considered by the Patent and Trademark Office during the examination of this application; and

3. The citations for the patent(s) and publication(s) be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, Applicants make no representation that a search has been performed, of the extent of any search performed, or that more material information may not exist.

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, Applicants make no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by Applicants, the Examiner is urged to form his or her own conclusions regarding the relevance of the cited reference(s).

No fee is believed to be necessary in connection with the filing of this Information Disclosure Statement since it is being filed prior to the issuance of a first Official Action on the merits. 37 CFR § 1.97(b)(3). However, if a first Official Action on the merits is mailed on or before the submission date of this Information Disclosure Statement, or any fee is otherwise

deemed required, authorization is hereby given to charge the amount of such fee to Deposit
Account 03-1721.

Respectfully submitted,



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